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October 3, 2007

Theodore H. Katz, USMJ US District Court Southern District of New York 500 Pearl Street New York, NJ 10007-1312

Re: Norkus Enterprises, Inc. v. Getty Oil Company, Inc. et als. Docket No. 05-cv-10207 (VM)

Dear Judge Katz:

As Your Honor is aware, this office represents the plaintiff, Norkus Enterprises, Inc., in the above captioned matter. Please allow this letter to serve as an update of the remediation efforts on the subject property.

Norkus' environmental consultant is scheduled to return to the property to drill and install monitoring wells on Wednesday, October 10, 2007. As previously indicated, the consultant is hopeful that this monitoring will show that there is no further contamination of the property and that no additional remediation efforts are necessary.

Pursuant to Your Honor's instructions, I contacted plaintiff's consultant immediately following the September 11, 2007 conference and requested that he contact Chevron's environmental consultant. This

The Certified designation by the New Jersey Supreme Court is limited to attorneys who have demonstrated 1) substantial involvement in trial matters in Superior Court, 2) an unblemished reputation as attested to by judges and attorneys, and 3) substantial knowledge and continuing legal education shown by passing a special written examination on trial practice. Mr. Lomurro, Mr. Eastman, Mr. Heugle, Mr. Comer, Mr. Schottland and Mr. Santarsiero are Certified Civil Trial Attorneys. Ms. Munsun and Ms. White O'Brien are Certified Matrimonial Law Attorneys

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letter will also serve to confirm that plaintiff's consultant has placed multiple telephone calls to defendant's consultant to discuss the status of the remediation efforts.

Respectfully submitted,

JMM/jra

cc: Heather Foran, Esq.

Gerard Norkus

The parties are to update

The Coast on the status of the

remediation forts of the resolution of

This action by November 2, 2007.

SO ORDERED

10/12/07 THEODORE H. KATE

UNITED STATES MAGISTRATE JUDGO